

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/666,530
Applicant : Peter FROMHERZ et al
Filed : September 22, 2003
TC/A.U. : 1651
Examiner :

Docket No. : 2923-566
Customer No. : 06449
Confirmation No. : 5890

RESPONSE TO RESTRICTION REQUIREMENT

Director of the United States Patent
and Trademark Office
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

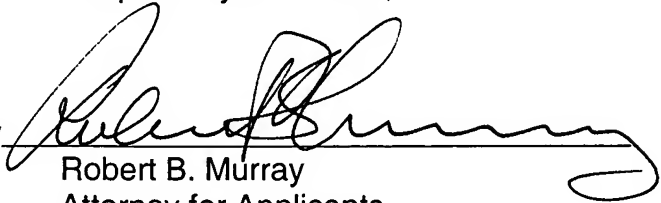
In response to the Restriction Requirement mailed August 4, 2005, the response term to which has been extended by one month, the applicant hereby elects, with traverse, Group I, namely claims 1-13 drawn to a method for determining whether a substance is modulator of a target component in a cell. Applicant also elects, with traverse, Kv1.3 as the potassium channel of species (a) and NMDA as a receptor of species (b).

The Restriction Requirement is traversed to the extent that the Examiner required restrictions between Groups I and II, as the inventions of these two Groups are capable of use together. This will be clear, for instance, from claim 19, which involves the use of the bioelectronic device of claim 14 for determining whether a substance is a modulator of a target component, so that it appears that there is no good grounds for requiring restriction between Groups I and II. Accordingly, modification of the restriction requirement is believed in order and is requested.

The Commissioner is hereby authorized to charge additional fees and credit any payment to Deposit Account Number 02-2135 in the name of Rothwell, Figg, Ernst & Manbeck

Early and favorable action on the merits is awaited.

Respectfully submitted,

By 

Robert B. Murray
Attorney for Applicants
Registration No. 22,980
ROTHWELL, FIGG, ERNST &
MANBECK, p.c.
Suite 800, 1425 K Street, N.W.
Washington, D.C. 20005
Telephone: (202)783-6040